



UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 16 2003

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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
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MAILED

Katten Muchin Zavis Rosenman  
575 Madison Avenue  
New York, NY 10022-2585

JUN 16 2003

OFFICE OF THE DIRECTOR  
TC 3600

In re Application of  
Yuki Tsuchida et al.  
Application No. 09/838,015  
Filed: April 19, 2001  
For: ROLLING BEARING WITH SEAL  
PLATE

DECISION ON PETITION  
TO WITHDRAW THE  
HOLDING OF ABANDONMENT

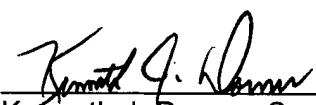
This is in response to applicants' petition to withdraw the holding of abandonment, filed in the United States Patent and Trademark Office on January 29, 2003 and supplemented on June 13, 2003.

The petition is **GRANTED**.

A review of the file record indicates that the application was held abandoned for failure to file a timely response to an Office communication dated June 14, 2002, and a notice to that effect was mailed on January 24, 2003.

Applicants' petition includes a copy of a response and includes a USPTO auto-reply facsimile transmission return receipt bearing a transmittal date of September 16, 2002. The received cover page in the auto-reply facsimile transmission does not specify what was received. This is insufficient evidence of a timely response. However, the copy of the response includes a Certificate of Transmission dated September 16, 2002. A statement by Harris A. Wolin, was received on June 13, 2003, which attests to the personal knowledge of transmitting the response on the date indicated on the Certificate of Transmission. This is sufficient evidence of a timely response.

Since a timely response to the Office action was filed, the holding of abandonment is withdrawn and the application is restored to pending status. The application is being forwarded to the Supervisory Legal Instruments Examiner for entry of the response filed with the petition, and then to the Examiner for prompt action on the merits of the application.

  
Kenneth J. Dorner, Special Program Examiner  
Patent Technology Center 3600  
Telephone No.: (703) 308-0866  
Facsimile No.: (703) 605-0586